



W.P.(MD)No.22206 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.11.2024

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

and

THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE

W.P.(MD)No.22206 of 2022

and

W.M.P.(MD)No.16389 of 2022

M.Senthil

: Petitioner

Vs.

1.The District Collector,
Madurai District,
Madurai.

2.The Regional Forest Conservator,
O/o. Regional Forest Conservator,
Madurai District.

3.The District Forest Officer,
O/o. District Forest Officer,
Madurai.

4.The Forest Range Officer,
Kadavur Range,
District Forest Office,
Madurai.

: Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for a Writ of Mandamus, directing the 2nd to 4th respondents to lay a thar road in the mid way of Kadavur to Vellayampatti Main Road that is from Shri.Sivanantha Ashram to Kadavur Pirivu, Vadipatti Taluk, Madurai District by considering the representation dated 10.08.2022.

For Petitioner : Mr.C.M.Arumugam

For Respondents : Mr.P.Thilak Kumar
Government Pleader

O R D E R

[Order of the Court was made by M.S.RAMESH, J.]

This writ petition has been filed for a Mandamus to direct the respondent Nos.2 to 4 herein to lay a thar road in the mid way of Kadavur to Vellayampatti Main Road that is from Shri.Sivanantha Ashram to Kadavur Pirivu, Vadipatti Taluk, Madurai District by considering the petitioner's representation dated 10.08.2022.

2.The petitioner herein had given a representation to the respondents on 10.08.2022 to lay a thar road in the mid way of



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Kadavur to Vellayampatti Main Road. Since the said representation was not considered, the present Writ Petition has been filed.

3.It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon him to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such, non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of the Constitution of the India and direct them to consider the same within a stipulated time.

4.In the light of the above observations, there shall be a direction to the respondents herein to consider the petitioner's representation dated 10.08.2022, on its own merits and pass appropriate orders in accordance with law, after giving due opportunity to the petitioner herein, as expeditiously as possible. It is made clear that this Court has not expressed any of its views with regard to the merits of the matter and that it is open to the concerned respondents to consider the same on its own merits.



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5. With the above direction, this Writ Petition stands disposed of. There shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

[M.S.R.,J.] & [A.D.M.C.,J.]

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Neutral Citation : Yes/No

Index : Yes/No

Internet : Yes/No

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To

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M.S.RAMESH, J.
and
A.D.MARIA CLETE, J.

MR

ORDER MADE IN
W.P.(MD)No.22206 of 2022

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